IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SECOND DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO: 21178 of 2002

Between:

R.B.V.R.R. Women's College, Rep. by its Secretary and Correspondent

Prof. P. NarasimhaReddy S/o. late Ramchandra Reddy, R/o.

Hyderabad.

... PETITIONER

AND

1 The Principal Secretary to Government (Higher Education) Education

(EC.2), Department, Andhra Pradesh, Secretariat,
Hyderabad.
2 The Commissioner of Technical Education, Govt. of A.P.,
5th Floor, BRKR, Govt. Complex,
Hyderabad.
3 Osmania University, Rep. by its Registrar,
Hyderabad.
4 Director, Directorate of Admissions,
(Convenor : MBA/MCA Admissions), Osmania University,
Hyderabad.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an Order, Direction or Writ more particularly one in the nature of Writ of Mandamus declaring the letter/proceedings bearing No.3257/H/2002-03/MCA/Acad/IV-I, dated 28-9-2002, issued by the 3rd Respondent-University insisting upon the Petitioner College to produce permission from the Government of Andhra Pradesh for revised intake of 40 candidates into M.B.A programme for the academic year 2002-03, failing which the name of the Petitioner College cannot be included in the next phase of the counseling though the revised orders of approval from the AICTE exist for intake of 40 candidates into M.B.A programme, as illegal, arbitrary, unjust, unreasonable, contrary to the spirit and object of the provisions

of All India Council for Technical Education Act, 1987 and violative of Fundamental Rights guaranteed under the Constitution of India, and consequently, declare that no permission is required and/or direct the 1st Respondent to accord permission forthwith.

Counsel for the Petitioner: MR.G.ANANDAM

Counsel for the Respondents 1 and 2: GP FOR HIGHER EDUCATION

Counsel for Respondents 3 & 4: Mr. Deepak Bhattacharjee

The Court made the following:

ORDER:

This writ petition is filed seeking Mandamus declaring the letter bearing No.3257/H/2002-03/MCA/Acad/IV-I dated 28-09-2002 issued by the 3rd respondent-University insisting upon the petitioner college to produce permission from the Govt. of A.P., for revised intake of 40 candidates into MBA Programme for the academic year 2002-03, failing which the name of the petitioner college cannot be included in the next phase of the counseling though the revised orders of approval from the AICTE exist for intake of 40 candidates into MBA programme, as arbitrary and illegal.

2. When the matter is taken up for hearing, neither there is appearance of behalf of the petitioner nor there is any representation. Learned Government Pleader submits that due to lapse of time, the prayer in the writ petition has become infructuous.

Recording the same, the writ petition is dismissed as having become infructuous. No order as to costs.

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N.V. RAMANA, J

June 22, 2005

MRR

Assistant Registrar

// True Copy //

Section Officer

Copy to. –

1 The Principal Secretary to Government (Higher Education) Education

(EC.2), Department, Andhra Pradesh, Secretariat,
Hyderabad.
2 The Commissioner of Technical Education, Govt. of A.P.,
5th Floor, BRKR, Govt. Complex, Hyderabad.
3 The Registrar, Osmania University, Hyderabad.
4 Director, Directorate of Admissions,
(Convenor : MBA/MCA Admissions), Osmania University,
Hyderabad.

Two C.C. s to the G.P. for Higher Education, High Court of A.P., Hyderabad

(OUT)

Two C.D. Copies.